IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3241 OF 2003
IN
SUIT NO.1812 OF 1996

Umbergaon Wiring Systems P.Ltd. ..Plaintiffs

Vs.

Sipani Automobiles Ltd. ..Defendants

Mr.R.M.Shah for the plaintiffs

None for the defendants

CORAM : S.U.KAMDAR, J
DATED : 1ST MARCH, 2006

P.C.:

1. The present motion is taken out for setting aside an order dt.7.10.03 dismissing the suit. Motion is served on the defendants. Inspite of service, none appears for the defendants. No reply is also filed. The learned counsel for the plaintiffs states that though cause given for non-appearance may not be strictly valid still as a matter of indulgence motion to be allowed and suit to be restored if necessary, on payment of cost.

2. In that light of the matter, motion is made

absolute in terms of prayer clause (a) and (b) on payment of cost of Rs.5000 to the Maharashta State Legal Services Authority within two weeks from today. If the amount is not paid, motion to stand dismissed.